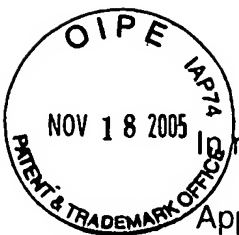


TPW



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of **David Charles Baulcombe, et al.**

Application No. 10/805,804

Attorney Docket No. 4476-P02094US02

Filed: March 22, 2004

For: GENE SILENCING

Examiner: Ashwin D. Mehta

Group Art Unit: 1638

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this Correspondence is being deposited on the date identified below with the United States Postal Service as first-class mail in an envelope properly addressed to COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450.

November 15, 2005
Date

Janice M. Nightlinger
Janice M. Nightlinger

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**SECOND SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. § 1.97**

In accordance with the provisions of 37 C.F.R. §1.56, Applicants hereby submit the attached Form PTO/SB/08A listing an additional reference which the Patent Examiner is requested to consider and make of record in the above-identified application. This Second Supplemental Information Disclosure Statement is believed to be in full compliance with the requirements of 37 C.F.R §§1.97 and 1.98. Applicants further believe that no fee is required for this Second Supplemental Information Disclosure Statement, pursuant to 37 C.F.R. §1.97(b)(3). In the event a fee is required,

the Commissioner is authorized to charge the required fee to Deposit Account No. 04-1406. A duplicate of this paper is enclosed.

In the opinion of the undersigned, the reference submitted herewith, together with those references submitted in previous Information Disclosure Statements, is the most pertinent of which the undersigned is aware. However, no representation is made or intended that more pertinent references do not exist.


This submission is not an admission that the reference listed on the attached Form PTO/SB/08A constitute prior art against the claims of this application.

The Examiner is respectfully requested to confirm receipt and consideration of the cited reference by initialing and returning a copy of the attached Form PTO/SB/08A in accordance with MPEP §609.

Early and favorable consideration of this application is respectfully requested.

Respectfully submitted,

DANN, DORFMAN, HERRELL & SKILLMAN
A Professional Corporation
Attorneys for Applicant(s)

By 
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Enclosure - Form PTO/SB/08A
Copy of European Patent Reference

Complete if Known

(Use as many sheets as necessary)

Sheet

1

of

1

Application Number

10/805.804

Filing Date

March 22, 2004

First Named Inventor

David Charles Baulcombe

Art Unit

1638

Examiner Name _____

Ashwin D. Mehta

Attorney Docket Number

4476-P02094US02

[illegible]

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
	B1	EP 1 080 208 B1	03-07-2001	Syngenta Participations		

Examiner
Signature

Date _____

Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.